GOVERNMENT OF INDIA
LAW , JUSTICE AND COMPANY AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:666
ANSWERED ON:26.07.2001
AMENDMENT IN EVIDENCE ACT
V. SAROJA

Will the Minister of LAW , JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether the Government are considering to amend section 155 of the Indian Evidence Act, 1872to do away with the provision relating to prior sexual history of the victims in case of sexual assault of rape;

(b) if so, the details thereof; and

(c) if not, the reasons therefore?

Answer

MINISTER OF LAW, JUSTICE AND COMPANY AFFAIRS AND SHIPPING (SHRI ARUN JAITLEY)

(a) to (c): The Law Commission of India in its 172nd Report on Review of Rape Laws has recommended deletion of sub-section (4) of section 155 of the Indian Evidence Act, 1872. The recommendations of the Law Commission are under examination by the Government in consultation with the State Governments/Union territory Administrations as the Indian Evidence Act falls under the Concurrent List of Seventh Schedule to the Constitution of India.